

IFW RCE/3731/

# Request For Continued Examination (RCE) Transmittal

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|                        |                      |
|------------------------|----------------------|
| Application Number     | 09/522,724           |
| Filing Date            | March 10, 2000       |
| First Named Inventor   | Wolinsky, et al.     |
| Art Unit               | 3731                 |
| Examiner Name          | Vy Q. Bui            |
| Attorney Docket Number | (247/212) 7015272001 |

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☐ Other \_\_\_\_\_
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other \_\_\_\_\_

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)
- b. ☐ Other \_\_\_\_\_

## 3. Fees

The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- i. ☒ RCE fee required under 37 C.F.R. 1.17(e)
- ii. ☐ Extension of time fee (37 C.F.R. 1.136 and 1.17)
- iii. ☐ Other \_\_\_\_\_
- b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                    |                |                                   |               |
|--------------------|----------------|-----------------------------------|---------------|
| Name (Print /Type) | Scott S. Kokka | Registration No. (Attorney/Agent) | 51,893        |
| Signature          |                | Date                              | June 30, 2004 |

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

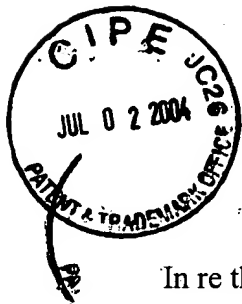
|                    |                |      |               |
|--------------------|----------------|------|---------------|
| Name (Print /Type) | Carolyn Tobias | Date | June 30, 2004 |
| Signature          |                |      |               |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

07/06/2004 AWONDAF1 00000099 502518 09522724

01 FC:1801 770.00 DA



PATENT  
224750-7015272001  
(247/212)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Wolinsky, et al.

Serial No.: 09/522,724

Filed: March 10, 2000

For: SYSTEMS AND METHODS FOR  
DEPLOYING A BIOSENSOR WITH A  
STENT GRAFT

)  
) Group Art Unit: 3731

)  
) Examiner: Vy Q. Bui

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CERTIFICATE OF MAILING TRANSMISSION (37 C.F.R. §1.8)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as "First Class Mail" to addressee in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

6/30/04  
Date of deposit

Carolyn Tobias  
Carolyn Tobias

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Alexandria, VA 22313-1450

**AMENDMENT F**

Dear Examiner Bui:

This amendment is respectfully submitted in response to the Final Office Action mailed November 18, 2003 (Advisory Action mailed May 11, 2004) along with a Request for Continued Examination (RCE). The attached RCE and this amendment are submitted to withdraw the above-identified application from appeal in accordance with MPEP §1215.01. A separate letter has been mailed to notify the Board of Patent Appeals and Interferences that an RCE and submission has been sent to withdraw the above-identified application from appeal.

07/06/2004 AMONDAF1 00000099 502518 09522724

02 FC:1252 420.00 DA